

# **REPORT OF THE COMMITTEE ON ZONING**

Charles K. Djou, Chair; Todd K. Apo, Vice-Chair  
Donovan M. Dela Cruz, Nestor R. Garcia, Gary H. Okino, Members

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Committee Meeting Held  
January 9, 2007

Honorable Barbara Marshall  
Chair, City Council  
City and County of Honolulu

Madam Chair:

Your Committee on Zoning, to which was referred Resolution 07-001 entitled:

"RESOLUTION GRANTING A SPECIAL MANAGEMENT AREA PERMIT FOR  
DEVELOPMENT OF KALANIANAOLE HIGHWAY IMPROVEMENTS AT  
MAKAPUU POINT,"

as transmitted by Departmental Communication No. 1017 (2006) from the Department  
of Planning and Permitting (DPP), dated December 15, 2006, reports as follows:

The purpose of Resolution 07-001 is to grant a Special Management Area Use  
Permit (SMP) to the State of Hawaii Department of Transportation, Highways Division  
("Applicant"), for construction of Kalanianaole Highway Improvements at Makapuu  
Point, Waimanalo, Koolau-poko, Oahu.

Your Committee notes that the DPP, after a public hearing held on December 11,  
2006, recommends approval of the SMP subject to the conditions set forth in the  
Resolution.

Your Committee amended the Resolution to a CD1 version that makes minor  
technical and nonsubstantive amendments.

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## **CITY COUNCIL**

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

ADOPTED ON \_\_\_\_\_

COMMITTEE REPORT NO. 4

# REPORT OF THE COMMITTEE ON ZONING

Charles K. Djou, Chair; Todd K. Apo, Vice-Chair  
Donovan M. Dela Cruz, Nestor R. Garcia, Gary H. Okino, Members

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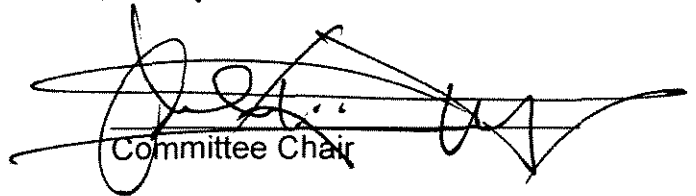
Committee Meeting Held  
January 9, 2007  
Page 2

Your Committee finds, pursuant to Hawaii Revised Statutes (HRS) Section 205A-26 and Revised Ordinances of Honolulu (ROH) Section 25-3.2, and in agreement with the conclusion of the Department of Planning and Permitting in Departmental Communication No. 1017 (2006), that:

- A. The development, as conditioned, will not have any substantial adverse environmental or ecological effect, either alone or cumulatively with other projects.
- B. The development is consistent with the objectives and policies set forth in ROH Section 25-3.1 and HRS Section 205A-2, and area guidelines contained in ROH Section 25-3.2 and HRS Section 205A-26.
- C. The development is consistent with the County General Plan, development plans, zoning, and other applicable ordinances.

Your Committee on Zoning is in accord with the intent and purpose of Resolution 07-001, as amended herein, and recommends its adoption in the form attached hereto as Resolution 07-001, CD1. (Ayes: Djou, Apo, Garcia, Okino – 4; Noes: None; Excused: Dela Cruz – 1.)

Respectfully submitted,



Committee Chair

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## CITY COUNCIL

CITY AND COUNTY OF HONOLULU  
HONOLULU, HAWAII

ADOPTED ON JAN 24 2007

COMMITTEE REPORT NO. 4



## RESOLUTION

### GRANTING A SPECIAL MANAGEMENT AREA USE PERMIT FOR DEVELOPMENT OF KALANIANAOLE HIGHWAY IMPROVEMENTS AT MAKAPUU POINT.

WHEREAS, on October 19, 2006, the Department of Planning and Permitting (DPP) accepted the application (File No. 2006/SMA-49) of the State of Hawaii Department of Transportation, Highways Division, herein referred to as the Applicant, for a Special Management Area Use Permit (SMP) for construction of Kalanianaole Highway Improvements at Makapuu Point, Waimanalo, Koolauoko, Oahu, and identified as Tax Map Key 4-1-14: (Portion of) 2 and (Portion of) 13; and

WHEREAS, on December 11, 2006, the DPP held a public hearing which was attended by the Applicant, its agent, and one (1) member of the public; and

WHEREAS, on December 15, 2006, within 10 working days after the close of the public hearing, the DPP, having duly considered all evidence and the review guidelines as established in Sections 25-3.1 and 25-3.2, Revised Ordinances of Honolulu (ROH), completed its report and transmitted its findings and recommendation of approval to the Council; and

WHEREAS, the City Council, having received the findings and recommendation of the DPP on December 15, 2006, and at its meeting of \_\_\_\_\_, having duly considered all of the findings and reports on the matter, approved the subject application for an SMP with the conditions enumerated below; now, therefore,

BE IT RESOLVED by the Council of the City and County of Honolulu that an SMP be issued to the Applicant under the following conditions:

1. If, during construction, any previously unidentified archaeological sites or remains (such as artifacts, shell, bone, or charcoal deposits, human burials, rock or coral alignments, pavings, or walls) are encountered, the Applicant shall stop work and contact the State of Hawaii Department of Land and Natural Resources, Historic Preservation Division ("SHPD") immediately. Work in the immediate area shall be stopped until the SHPD is able to assess the impact and make further recommendations for mitigative activity.
2. Approval of this Special Management Area Use Permit does not constitute compliance with other Land Use Ordinance (LUO) or governmental requirements, including building and/or construction permit approval. They are subject to separate review and approval. The Applicant shall be responsible for



## RESOLUTION

insuring that the final plans for the project approved under this permit comply with all applicable LUO and other governmental provisions and requirements.

3. Construction shall be in general conformity with the plans on file with the DPP, as indicated on Exhibits "A" through "F" attached hereto, and in accordance with the LUO. Any changes in the size or nature of the project which have a significant effect on coastal resources addressed in Chapter 25, ROH, and Chapter 205A, Hawaii Revised Statutes, shall require a new application. Any changes which do not have a significant effect on coastal resources shall be considered a minor modification and therefore permitted under this resolution, upon review and approval of the Director of the DPP.

BE IT FINALLY RESOLVED by the Council of the City and County of Honolulu that the Clerk be and is directed to transmit copies of this resolution to Henry Eng, FAICP, Director of the Department of Planning and Permitting; Rodney Haraga, Director of the State of Hawaii Department of Transportation, 869 Punchbowl Street, Honolulu, Hawaii 96813; and, Earl Matsukawa, Wilson Okamoto Corporation, 1907 South Beretania Street, Suite 400, Honolulu, Hawaii 96826.

INTRODUCED BY:

Barbara Marshall (BR)

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DATE OF INTRODUCTION:

January 3, 2007  
Honolulu, Hawaii

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Councilmembers

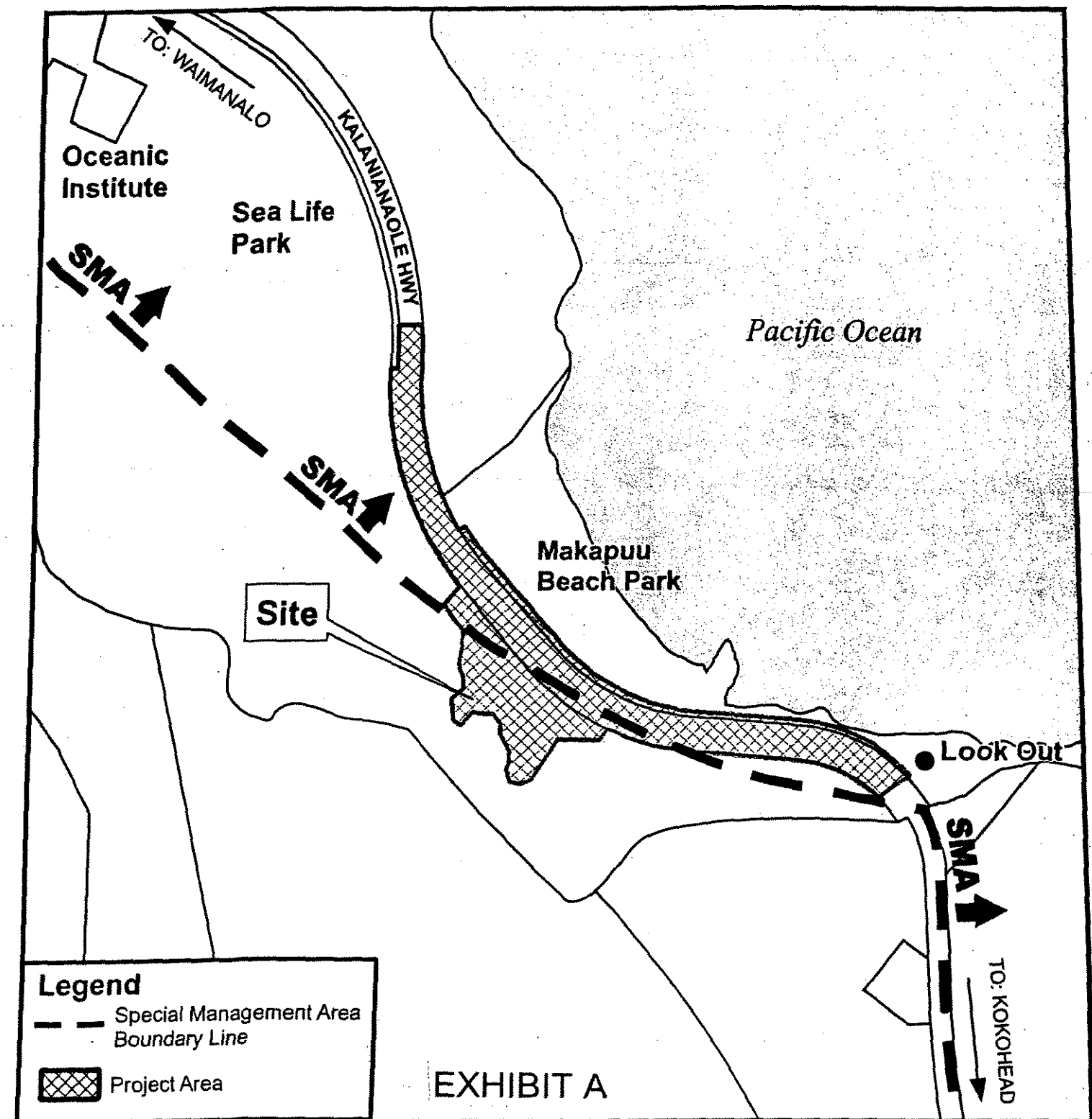
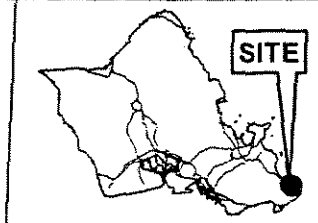
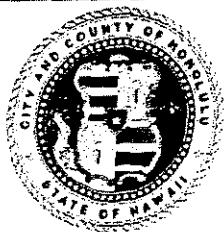
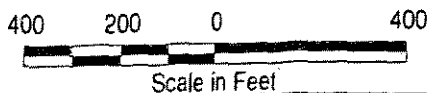


EXHIBIT A



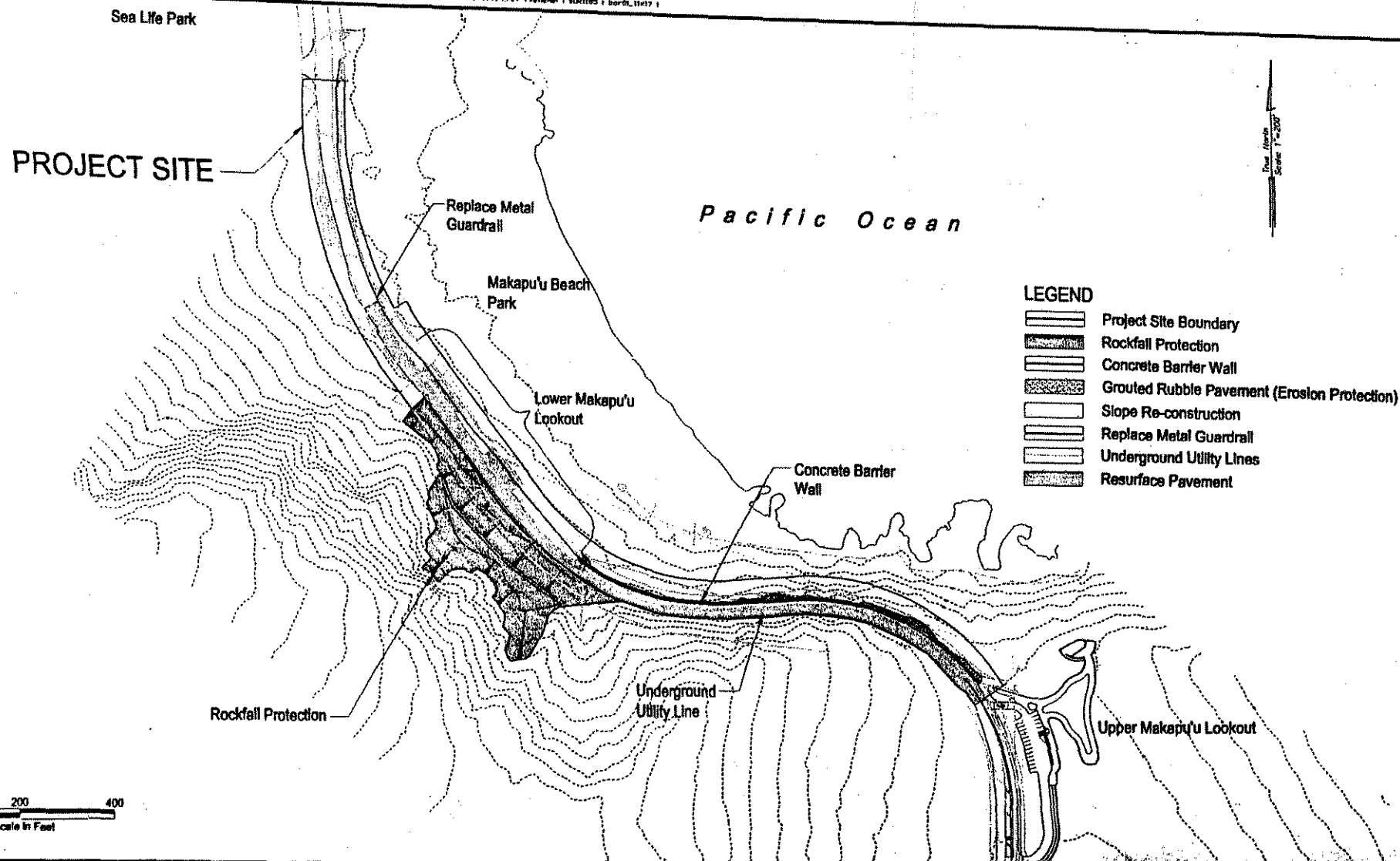
VICINITY MAP

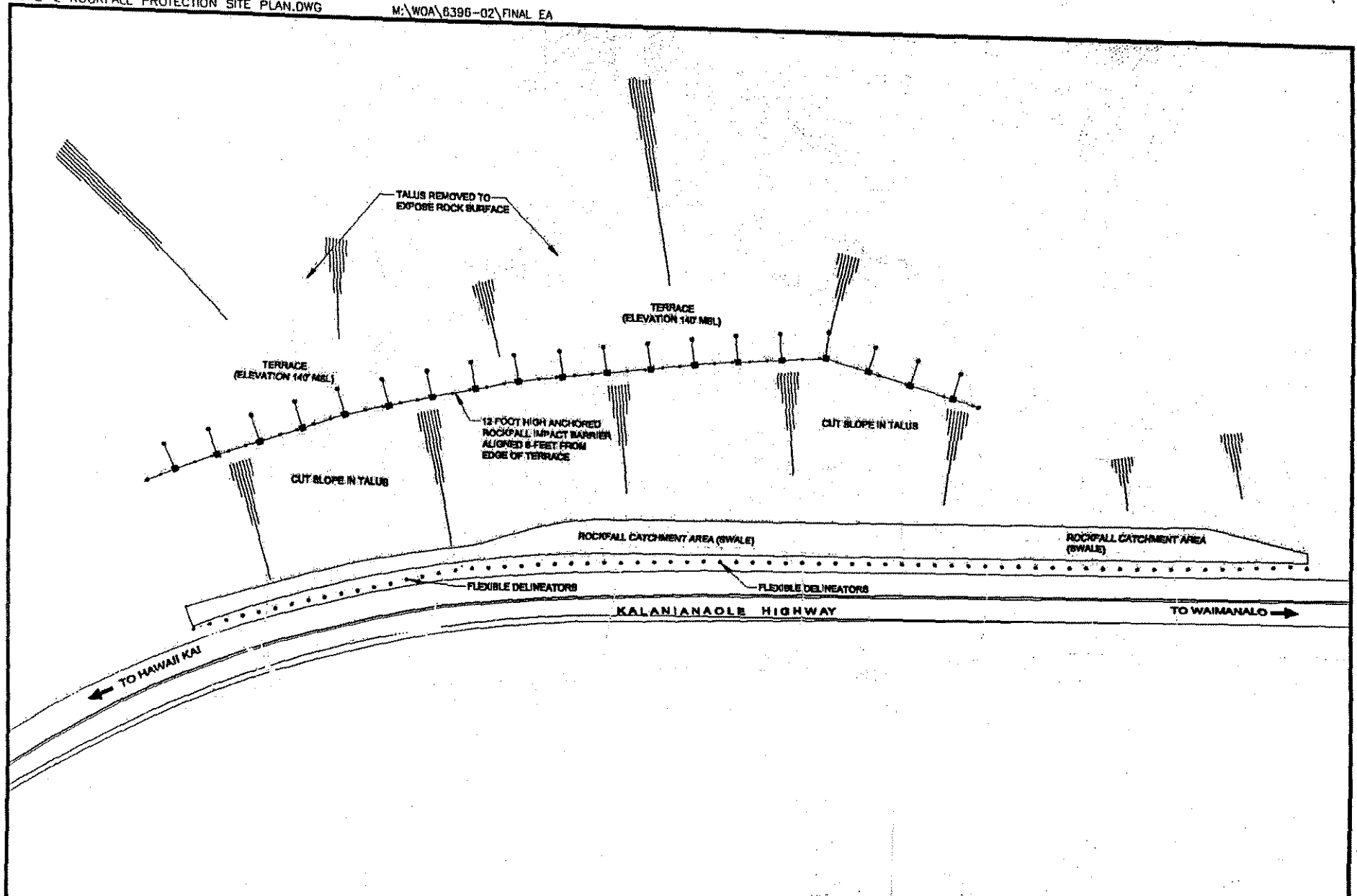


## LOCATION MAP WAIMANALO, KOOLAUPOKO

TAX MAP KEY(S): 4-1-014: Por. 002 & 013

FOLDER NO.: 2006/SMA-49



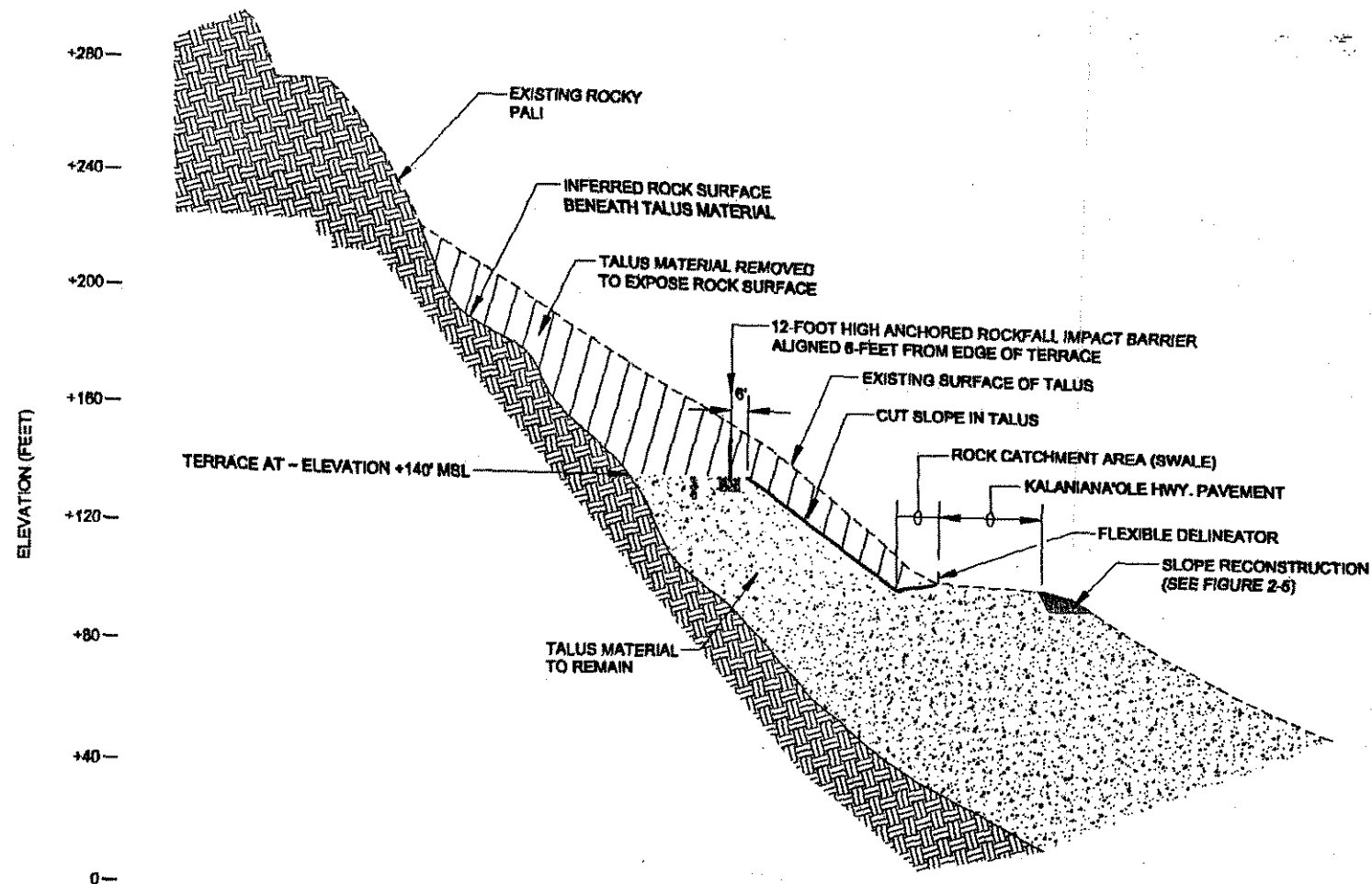


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KALANIANA'OLE HIGHWAY IMPROVEMENTS AT MAKAPU'U POINT

ROCKFALL PROTECTION SITE PLAN

EXHIBIT C  
2006/SMA-49



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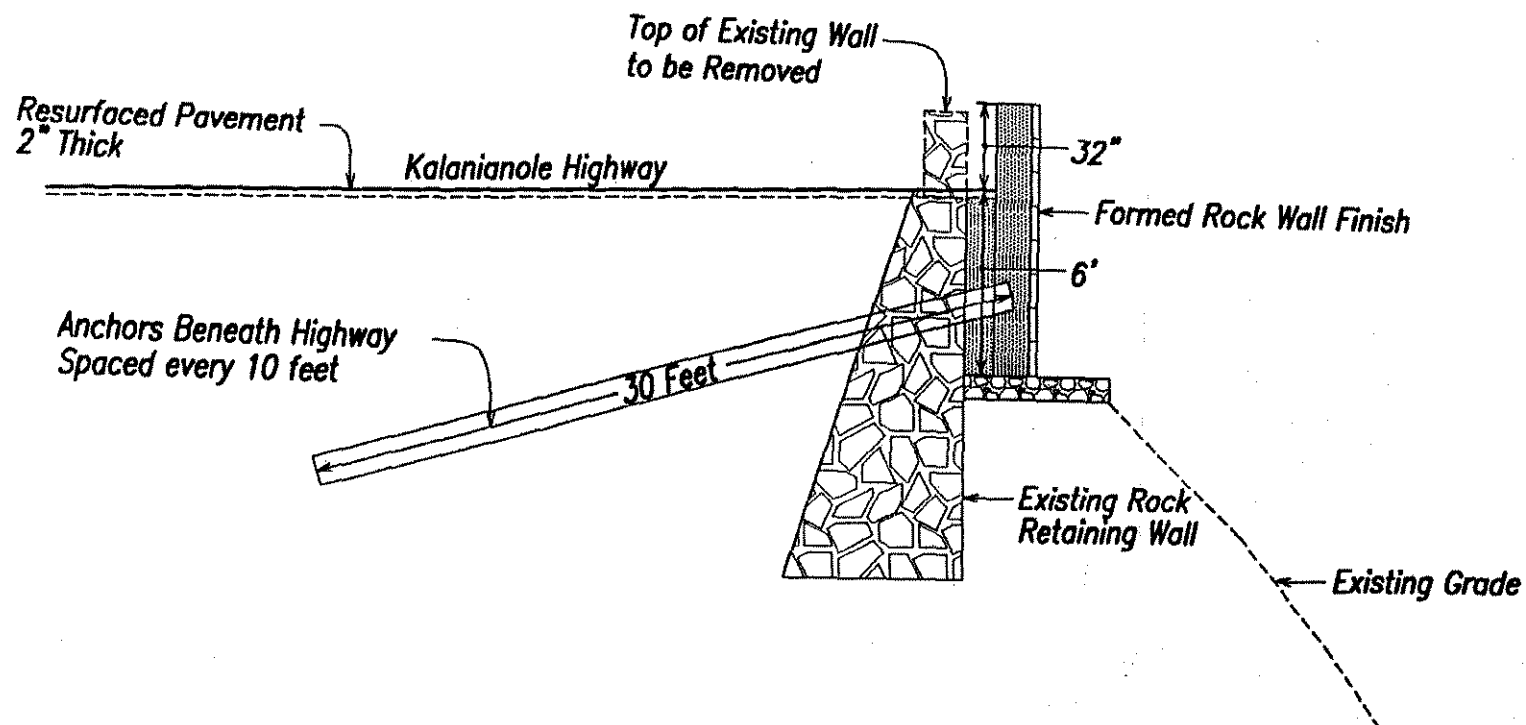
KALANIANA'OLE HIGHWAY IMPROVEMENTS AT MAKAPU'U POINT

## ROCKFALL MITIGATION TYPICAL SECTION

EXHIBIT D

2006/SMA-49





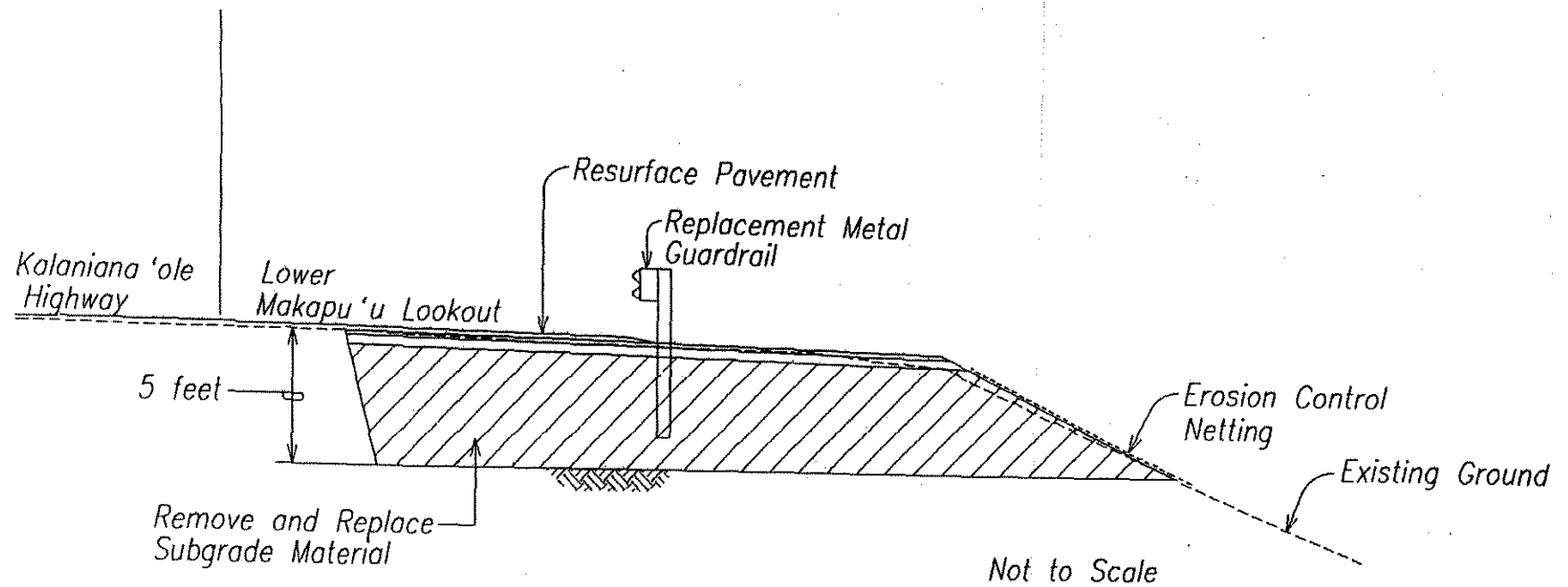
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KALANIANA'OLE HIGHWAY IMPROVEMENTS AT MAKAPU'U POINT

## CONCRETE BARRIER WALL

EXHIBIT E

2006/SMA-49



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KALANIANA'OLE HIGHWAY IMPROVEMENTS AT MAKAPU'U POINT

SLOPE RECONSTRUCTION

EXHIBIT F

2006/SMA-49